

From: Environmental Law360 [news-alt@law360.com]
Sent: 6/24/2020 7:36:49 AM
To: Fotouhi, David [Fotouhi.David@epa.gov]
Subject: [SPAM] Amazon Will Invest \$2B In Green Businesses



Wednesday, June 24, 2020



TOP NEWS

Amazon Will Invest \$2B In Green Businesses

E-commerce giant Amazon said Tuesday it's contributing \$2 billion to its new investment fund supporting environmentally friendly technologies and businesses that will help it and other companies transition to be net zero carbon by 2040 and move to a zero carbon economy.

[Read full article »](#)

Maui Argues More Study Needed To Resolve Water Permit Row

Maui County, Hawaii, on Monday told a federal judge that previous research into how pollution travels from wastewater wells into the Pacific Ocean is not adequate to make a decision about whether a Clean Water Act permit is required for the wells.

[2 documents attached](#) | [Read full article »](#)

Kids Say High Court Gay Rights Ruling Supports Climate Case

A group of children has told the Ninth Circuit that their push to revive claims that their future is endangered by government policies' failure to curb climate change is supported by the recent U.S. Supreme Court decision protecting gay and transgender workers from discrimination.

[2 documents attached](#) | [Read full article »](#)

Navajo Nation Sues EPA Over Altered Water Protection Rules

The Navajo Nation filed a suit in New Mexico federal court Monday challenging the Trump administration's decision to rescind the 2015 Clean Water Rule, arguing the move violated the Administrative Procedure Act while ignoring scientific evidence.

[Complaint attached](#) | [Read full article »](#)

Nix Fed's Remaining Cap-And-Trade Suit Claims, Calif. Says

The U.S. government's lawsuit alleging that California's cap-and-trade program with the Canadian province of Quebec violates the U.S. Constitution's foreign affairs doctrine has no viable theory of preemption, the

LAW FIRMS

Arnold & Porter
Berliner Corcoran
Blackburn Carter PC
Bracewell
Clyde & Co
Cozen O'Connor
Davis Polk
Dechert
Delfino Madden
Dentons
Dickinson Wright
Dorsey & Whitney
Earthjustice
Faegre Drinker
Goodwin
Holland & Hart
Holland & Knight
Hueston Hennigan
Husch Blackwell

California government said, urging a federal court to nix the suit's remaining claims.

 2 documents attached | [Read full article »](#)

CORRECTED: Monsanto Blocks Calif. Glyphosate Cancer Warning Label

A California federal judge on Monday ruled in favor of Monsanto and several farming associations challenging the enforcement of a Golden State statute requiring cancer labels on the herbicide glyphosate, which is found in Roundup, finding there isn't enough evidence to show the chemical causes cancer.

 Memorandum attached | [Read full article »](#)

POLICY & REGULATION

FERC Accused Of Ignoring Harms From Alaska LNG Project

A coalition of environmental groups and an Alaskan Native tribal village say the Federal Energy Regulatory Commission didn't sufficiently consider the potential harm of a \$45 billion Alaska liquefied natural gas project, including how it could worsen climate change, and are asking for reconsideration of the project.

 1 document attached | [Read full article »](#)

ENFORCEMENT

Mich. Says Damage Discovery Warrants Pipeline Shutdown

Michigan's top prosecutor wants a state court to stop the flow of oil through an Enbridge Inc. pipeline beneath the waters connecting Lake Michigan and Lake Huron until the source of "significant damage" to the structure is determined.

 2 documents attached | [Read full article »](#)

LITIGATION

VW Asks Ohio Justices To Snuff Emissions Tampering Suit

Volkswagen AG has told the Ohio Supreme Court that the Buckeye State has overstepped by suing Volkswagen for state anti-tampering law violations related to its 2015 "clean diesel" emissions-cheating scandal, saying the federal government exclusively regulates auto manufacturers' emissions systems.

 2 documents attached | [Read full article »](#)

Conn. Diversion Of Clean Energy Funds OK, 2nd Circ. Says

The Second Circuit refused Tuesday to revive a case by Connecticut electric ratepayers that alleged state lawmakers unconstitutionally transferred funds from clean energy and efficiency programs to the state's general fund to fill a budget gap.

 Opinion attached | [Read full article »](#)

NJ High Court To Hear Insurers' \$400M Sandy Suit Challenge

The New Jersey Supreme Court will dig into a state appellate ruling that puts insurers on the hook for up to \$400 million in coverage to New Jersey Transit

Jenner & Block
Kahn Soares
Kelley Drye
King & Spalding
Latham & Watkins
McDermott Will
McKool Smith
Munger Tolles
Nixon Peabody
Norton Rose
Olsson Frank
Paul Weiss
Pillsbury Winthrop

Polsinelli
Porter Wright
Pryor Cashman
Reed Smith
Reminger Co.
Robles Rael
Steptoe & Johnson LLP
Sullivan & Cromwell
Susman Godfrey
Taft Stettinius
Vedder Price

COMPANIES

Amazon.com Inc.
American Bar Association
Bayer AG
Center for Biological Diversity
Daimler AG
Dow Chemical Co.
Enbridge Energy Partners LP
Enbridge Inc.
Environmental Restoration LLC
GLC Business Services Inc.
Heitman LLC
Infosys Ltd.
Kinder Morgan Inc.
LexisNexis Group
LinkedIn Corp.
Major Lindsey & Africa LLC
Marsh & McLennan Co. Inc.
Memorial Hermann Healthcare System Inc.
Monsanto Co.
NASDAQ Inc.

Corp. for Superstorm Sandy damage on the grounds that the agency's claim is not subject to a \$100 million cap for flood losses.

 [2 documents attached](#) | [Read full article »](#)

Nissan, Renault Face Group Action Over Emissions Scandal

Up to 1.4 million Renault and Nissan vehicles sold in Britain could be equipped with illegal defeat devices, a U.K. law firm said Tuesday as it prepares to launch a group action in London in an escalation of the long-running emissions scandal.

[Read full article »](#)

Texas Homeowners Blame Kinder Morgan For Tainted Water

Kinder Morgan Inc. polluted once-pristine drinking water in a county west of Austin when it made serious but avoidable errors while building a 430-mile natural gas pipeline across Texas, homeowners say in a new lawsuit.

 [Complaint attached](#) | [Read full article »](#)

Navajo Nation, New Mexico Fights EPA's Doc Bid In Mine MDL

The Navajo Nation and New Mexico compared the federal government's discovery efforts in multidistrict litigation over the Gold King Mine spill to a driver seeking discovery from pedestrians he has hit about cars they've driven and accidents they've been involved in, saying the information is irrelevant to the case.

 [Brief attached](#) | [Read full article »](#)

EXPERT ANALYSIS

Appalachian Trail Ruling May Speed Other Pipeline Cases

The U.S. Supreme Court's ruling last week in *U.S. Forest Service v. Cowpasture River Preservation Association* removed a major legal obstacle for a pipeline with a route crossing the Appalachian Trail, and could also hasten the resolution of other pipeline lawsuits now pending in federal court, say attorneys at Steptoe & Johnson.

 [Opinion attached](#) | [Read full article »](#)

Glyphosate Brief Exposes Calif.-Federal Chemical Regs Clash

An amicus brief in *Hardeman v. Monsanto*, a lawsuit over glyphosate, is the latest federal attack on California's authority to regulate chemicals within its borders under Proposition 65, which requires warnings of harmful chemical exposure, say attorneys at Pillsbury.

[Read full article »](#)

Tips For Crafting The Perfect Law Firm Alert

As lawyers have had more time to write in recent weeks, the number of law firm alerts has increased massively, but a lot of them fail to capture readers and deliver new business, says Richard Torrenzano at The Torrenzano Group.

[Read full article »](#)

LEGAL INDUSTRY

Legal Industry's Metrics In 2020 'Not Bad' Despite Pandemic

NJ Transit Corp.
New York University
Our Children's Trust
Porsche
Post Foods LLC
Reckitt Benckiser Group PLC
Sierra Club
Themis Solutions Inc.
Twitter Inc.
U.S. Chamber of Commerce
Verizon Communications Inc.
Villanova University
Volkswagen AG
Wells Fargo & Co.

GOVERNMENT AGENCIES

California Air Resources Board
California Attorney General's Office
California Department of Justice
California Environmental Protection Agency
California Supreme Court
Chickaloon Native Village
Connecticut General Assembly
Equal Employment Opportunity Commission
European Union
Federal Energy Regulatory Commission
Financial Crimes Enforcement Network
Food and Drug Administration
National Oceanic and Atmospheric Administration
National Park Service
Navajo Nation
New Jersey Supreme Court
New Mexico Attorney General's Office
New York Police Department
New York State Unified Court System
Ohio Attorney General's Office
Ohio Supreme Court
Pipeline and Hazardous Materials Safety Administration
U.S. Army Corps of Engineers
U.S. Attorney's Office

The legal industry has so far done better than expected amid the economic downturn brought on by the COVID-19 pandemic, due in part to a strong start to the year, but the future remains uncertain, according to a new survey by Wells Fargo's Private Bank Legal Specialty Group.

[Read full article »](#)

Analysis

Clients' Speed Paying Bills Could Make Or Break Law Firms

A report out Tuesday shows law firms have fared "surprisingly well" financially during the coronavirus pandemic so far, but experts say there is still a danger that some firms could run out of cash because of difficulty collecting payments from struggling clients.

[Read full article »](#)

Droves Of In-House Counsel Might Jump Ship Over Pay Issues

About 40% of senior U.S. in-house counsel said they would consider a new position within the next year because of compensation issues, according to a report out Tuesday that was conducted earlier this year amid the escalation of the COVID-19 pandemic.

[Read full article »](#)

2nd Circ. Mulls Bail In Attorneys' 'Unimaginable' Molotov Case

A Second Circuit panel voiced bewilderment on Tuesday at the alleged behavior of two attorneys accused of torching a vacant, vandalized police car amid protests against police brutality, as it considered whether to overturn two judges' previous decisions to release them to home confinement.

[Read full article »](#)

Analysis

ABA Debate On Money Laundering Rule Lives On After Alert

Despite concerns among anti-money laundering advocates, the American Bar Association's recent warning on "willful blindness" to clients' financial malfeasance didn't end the group's long-standing internal debate over a black-letter ethics rule cementing the profession's duty to help deter money laundering, according to a bar committee member.

[Read full article »](#)

Jenner & Block Says Landlord, Not Firm, Owes In Rent Fight

Jenner & Block LLP's Chicago landlord actually owes the firm \$840,000, and the landlord's claim that the firm is more than \$3.7 million behind on its rent is false thanks to a rent abatement provision triggered by the COVID-19 pandemic, Jenner & Block said Tuesday in response to the landlord's Illinois state court lawsuit.

[Read full article »](#)

Susman Godfrey Founder Diagnosed With COVID-19

Susman Godfrey LLP founder Stephen Susman has been diagnosed with the coronavirus while recovering from serious head injuries sustained in a bike crash, his wife said Tuesday in a social media post.

[Read full article »](#)

Holland & Hart Latest To Cut Pay As Virus Persists

U.S. Court of Appeals for the District of Columbia Circuit

U.S. Court of Appeals for the Fourth Circuit

U.S. Court of Appeals for the Ninth Circuit

U.S. Court of Appeals for the Second Circuit

U.S. Department of Justice

U.S. Department of the Treasury

U.S. District Court for the District of Hawaii

U.S. District Court for the District of New Mexico

U.S. District Court for the Eastern District of California

U.S. District Court for the Northern District of California

U.S. District Court for the Southern District of New York

U.S. District Court for the Western District of Texas

U.S. Environmental Protection Agency

U.S. Forest Service

U.S. Supreme Court

Holland & Hart LLP is the latest law firm to implement austerity measures as coronavirus cases continue to increase across the globe, confirming pay cuts and reductions of partner distributions.

[Read full article »](#)

Bayer Foe Blocked From Serving Docs Via Email Amid Virus

A California federal judge overseeing a \$114 million antitrust case against U.S.-based Bayer HealthCare LLC ruled Tuesday that the COVID-19 pandemic isn't enough reason to allow the generic pet medication company that brought the suit to serve Bayer's German parent company via email.

[Read full article »](#)

Courts In NYC To Begin Phase 2 Of Reopening Plan

The New York State Unified Court System announced Tuesday that New York City courts will on Wednesday begin Phase Two of the state's reopening process, increasing the presence of nonjudicial staff in courthouses, though most cases will continue to be heard virtually.

[Read full article »](#)

Coronavirus Regulations: A State-By-State Week In Review

As a regional surge in COVID-19 prompted states like Florida to step up enforcement of restrictions, over the past week other regions continued to advance reopening plans amid signs the virus' spread is slowing.

[Read full article »](#)

Stone Prosecutor Says DOJ Politicized Case Amid Trump Ties

A federal prosecutor who helped secure a guilty verdict against Roger Stone is set to tell Congress on Wednesday that officials "from the highest levels" of the U.S. Department of Justice intervened and gave "unprecedentedly favorable treatment" to Stone ahead of sentencing because of his longtime relationship with President Donald Trump.

[Read full article »](#)

Dechert's Philly Office Gets OK To Claim Double-Dip Tax Break

Dechert LLP can claim a second set of tax breaks for moving its Philadelphia office from an expired "Keystone Opportunity Zone" to a new one, since nothing in state law says qualifying businesses can't relocate from an expired zone, the Commonwealth Court of Pennsylvania ruled Tuesday.

[Read full article »](#)

Ex-Davis Polk Atty's Counsel Allowed To Exit Race Bias Suit

A New York federal judge granted an attorney's request Tuesday to stop representing a former Davis Polk & Wardwell LLP associate who alleged the firm discriminated against him for being Black, finding that claims of unpaid legal fees and diverging views on strategy were enough to warrant a shakeup.

[Read full article »](#)

NY Judge Who Called Atty The C-Word Booted From Bench

New York's highest court on Tuesday removed a Suffolk County judge from the bench for using a sexist slur when talking about a female attorney, agreeing with a recommendation from the state's Commission on Judicial Conduct that the behavior showed he was unfit for judicial office.

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